

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned
 OTHER MINOR OFFENSE MO ☐ 1085 4 8509
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence
 FELONY Fel ☒ District Office 2-1-77

U.S.

vs.

COBB, RICHARD ODELL (18)

Case Filed
Mo. Day
12 07

76 - CR - 157 - 1

No. of Def's
* 01

Yr. Docket No. Def.

U.S. TITLE/SECTION

26:5861(d)

OFFENSES CHARGED

Possession of unregistered illegal firearm 1

ORIGINAL COUNTS

U.S. MAG.
CASE NO.

BAIL • RELEASE

☐ Denied ☐ AMT ☐ Fugitive
☐ Set ☐ Pers. Recog.

\$ 5,000. ☐ PSA
 conditions

Date 12-7-76 ☒ 10% Deposit
☒ Surety Bond/C

☐ Bail Not Made ☐ Collateral

☐ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

II. KEY DATES & INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL	SENTENCE
U.S. Custody Began 12-15-76	High Risk Date 12-7-76	12-16-76	Trial Set For 1-17-77	Disposition of Charges 2-1-77
Summons Served	Indict. Waived <input type="checkbox"/>	1st Plea 12-16-76	Voir Dire <input type="checkbox"/>	<input checked="" type="checkbox"/> On All Charges
First Appearance	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>	Final Plea 1-17-77	Trial Began <input type="checkbox"/>	<input type="checkbox"/> On Lesser * Offense(s)
In Charging District			Trial Ended <input type="checkbox"/>	<input type="checkbox"/> Dismissed: <input type="checkbox"/> WOP: <input type="checkbox"/> WP
				<input type="checkbox"/> On Govern'ts Motion

MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued			PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Returned			Date Scheduled		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT	Served			Date Held		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
OFFENSE (In Complaint)				WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/>	Tape Number	
				INTERVENING INDICTMENT <input type="checkbox"/>		

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☒ CJA, ☐ Ret: ☐ Waived, ☐ Self, ☐ None / Other: ☐ PD, ☐ CD

Ben F. Baker
 Asst. U.S. Attorney

Randolph Stainer PH: 584-6404
 Mayo Bldg., Tulsa, OK 74103

* Show last names and suffix numbers of other defendants on same indictment/information:

1976	DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
12-7	12-7		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
12-7	12-7		Indictment, fld. in Open Court. Bond set at \$5,000.00, C/S. (Allen E. Barrow, Chief U.S. Dist. Judge)v	2 12-7-76 M
12-8	12-8		Warrant issued. v	
12-8	12-8		MO: Case set for ARRAIGNMENT & PLEA on 12-16-76 at 10:00 a.m. (AEB-J)v -notices to US Atty. & USM.	
12-8	12-8		Petition for Writ of Habeas Corpus Ad Prosequendum, re appt. of counsel on 12-15 and Arraignment on 12-16-76, fld. v (o) -withdrawn.	
12-9	12-9		Order, fld., granting WHCAP re 12-15 and 12-16-76. (AEB-J)v	
12-15	12-15		Info. sheet, waiver of counsel, financial aff., & appt. of counsel, fld. v	2 12-15-76 M 9
12-16	12-16		Case called for ARRAIGNMENT & PLEA. Govt. present. Deft. appears with counsel. Deft. acknowledges receipt of Indictment and is advised of charge. Deft. is arraigned and enters a plea of NOT GUILTY as to Count 1 of the Indictment. Deft. is granted 10 days from this date to file motions; Govt. then given 5 days to file response. Case set on the 1-17-77 JURY DOCKET at 9:30 a.m. Deft. remanded to USM. (AEB-J)v	

IV. PROCEEDINGS (continued)		PAGE TWO		V. EXCLUDABLE DELAY				For Identifying Periods of Excludable Delay Per 18 U.S.C. 3161(h)
DATE	(DOCUMENT NO.)	Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)			
12-17-76	WHCAP, ret. & filed: deft. transported from Washington County Jail, Bartlesville, Ok. on 12-15-76 to Tulsa County Jail on 12-15-76, and returned to Washington County Jail on 12-16-76. g						A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244)	
12-22	MO: Case set for jury trial on 1-17-77, at 9:30 A.M. (AEB-J)b nts by cert ml w/affid.						B. NARA Examination (28 U.S.C. 2902)	
1-17-77	Petition for WHCAP re 1-17-77, trial setting, fld. v (o) w/i						C. State or Federal trials on other charges.	
1-17	Case called for jury trial. Deft. present & rep. Govt. rep. Deft. announces desire to change plea. Deft. placed under oath, w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged. Deft. waives jury; waiver signed & filed in open court. Indict. read. Sent. set on 2-1-77, at 10:00 A.M. Ct. orders pre-sent. report. Deft. remanded to USM. (AEB-J)b						D. Interlocutory Appeals	
1-17	Order, fld., granting WHCAP in re 1-17-77 trial setting. (AEB-J)v						E. Hearings on pretrial motions.	
1-19	Return on WHCAP, fld. Executed by taking Deft. Cobb from Wash. Co. Jail, Bartlesville, OK, & transferring him to U.S. Dist. Ct., N.D. of OK, on 1-17-77 & returning him to Wash. Co. Jail. v						F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40)	
1-25	Petition for WHCAP re Deft. Cobb's sent. on 2-1-77 at 10:00 a.m., fld. v (o) w/i						G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).	
1-26	Order, fld., granting WHCAP re 2-1-77. (AEB-J)v						H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.	
2-1	Case called for sentencing. Deft. present & rep. Govt. rep. Deft. & co asked if they have anything to say before sentence is pronounced: Judgement & Sentence - Richard Odell Cobb Atty. Gen. - Six (6) years. It is further adjudged that Four (4) years of this sentence will run concurrently w/state sentence deft. is now serving. Deft. remanded to USM. (AEB-J)b						I. Prosecution deferred by mutual agreement.	
2-1	Judgment & Commitment, filed & entered. (AEB-J)b						M. Unavailability of defendant or essential witness.	
2-1	Two c/c of J&C to USM. b						N. Period of mental or physical incompetence of defendant to stand trial.	
2-4	W/Arrest, ret. & filed unexecuted. g						O. Period of NARA Commitment or Treatment.	
2-4	WHCAP, ret. & filed: deft. Cobb transported from Washington County Jail, Bartlesville, Ok. to Tulsa County Jail on 1-31-77, and returned to Washington County Jail on 2-2-77. g						P. Superseding indictment and/or new charges.	
1-18-79	J&C, ret. & filed: deft. Cobb delivered to Tulsa County Jail on 1-4-79, and to FCI, Memphis, Tenn. 1-16-79. (In State custody from 2-1-77 to 1-4-79)g						R. Defendant awaiting trial of Co-defendant when no severance has been granted.	
FINE AND RESTITUTION PAYMENTS								
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER			

T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants' interests).

U. Time between guilty plea and plea withdrawal.

W. Grand Jury indictment extended per 3161 (b).